

Issued September 30, 1911.

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1082.

(Given pursuant to section 4 of the Food and Drugs Act.)

ADULTERATION AND MISBRANDING OF TAMARIND SYRUP.

At the March term of court, 1911, the United States Attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed an information against W. P. Bernagozzi, New York, N. Y., alleging the shipment by him, in violation of the Food and Drugs Act, on or about July 1, 1910, from the State of New York into the State of Missouri, of a quantity of tamarind syrup, which was adulterated and misbranded. The product was labeled: (On bottle cap) "Purity Guaranteed W. P. B." (On neck label) "Guaranteed under the Food and Drugs Act June 30, 1906, Serial No. 4438." (Main label) "Sciroppo Tamarindo."

Analysis of the product by the Bureau of Chemistry of this Department showed it to consist in part of an artificial syrup, and to contain the coloring matter known as caramel, or burnt sugar. The information, therefore, alleged adulteration of the product in that a certain substance, viz, caramel, had been mixed and packed with the article so as to injuriously affect its quality and strength. Misbranding was alleged in the information in that the label on the container indicated that the product consisted of tamarind syrup, when in fact it was an imitation syrup, and the article was, therefore, so labeled and branded as to deceive and mislead the purchaser.

On April 17, 1911, the defendant pleaded guilty and was fined \$25.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *August 23, 1911.*

